

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
EL PASO DIVISION**

ERIK SALAIZ,

Plaintiff,

V.

EXCLUSIVE MARKETING

AGENCY LLC, a California Limited Liability Company; JOHN SECKEL; INSTANT LOANS, INC d/b/a ASSUR LOANS, a Michigan Corporation; and CELEBRITY HOME LOANS, LLC d/b/a MIDWEST EQUITY MORTGAGE, an Illinois Limited Liability Company,

Defendants.

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EP-23-CV-00028-FM

FINAL JUDGMENT AND DISMISSAL

Before the court is “Plaintiff’s Motion to Dismiss with Prejudice” [ECF No. 6], filed March 7, 2023, by Plaintiff Erik Salaiz. A plaintiff may voluntarily dismiss an action without a court order by filing “a notice of dismissal before the opposing party serves either an answer or a motion for summary judgment,” the effect of which is dismissal without prejudice unless the notice states otherwise.¹ No defendant has filed an answer or a motion for summary judgment. Accordingly:

1. It is **HEREBY ORDERED** that the cause is **DISMISSED WITH PREJUDICE**.
2. All pending motions, if any, are **DENIED AS MOOT**.

¹ Fed. R. Civ. P. 41(a)(1).

3. The Clerk of the Court is **INSTRUCTED** to **CLOSE** the cause.

SIGNED AND ENTERED this 9th day of **March 2023**.



FRANK MONTALVO
UNITED STATES DISTRICT JUDGE